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Attorneys for Plaintiff
ORACLE AMERICA, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ORACLE AMERICA, INC.

Plaintiff,

v.

GOOGLE INC.

Defendant.

CASE NO. CV 10-03561 WHA

**STATEMENT OF NON-OPPOSITION
TO GOOGLE'S LIABILITY UNDER
35 U.S.C. § 271(f)**

Date: October 13, 2011
Time: 8:00 a.m.
Dept.: Courtroom 8, 19th Floor
Judge: Hon. William H. Alsup

1 Defendant Google Inc. (“Google”) has filed a Motion for Partial Summary Judgment
2 and/or Summary Adjudication Re: Google’s Non-Liability Under 35 U.S.C. § 271(f), asking the
3 Court to grant summary adjudication “that Google is not liable to Oracle under 35 U.S.C. § 271(f)
4 with respect to any patent-infringement claim asserted in this action.” (Dkt. No. 409 at 7.)

5 Understanding that the motion is limited to 35 U.S.C. § 271(f), and without waiving its
6 rights to pursue claims against Google under 35 U.S.C. § 271(b)-(c), and rights to pursue claims
7 involving foreign revenue or activity that are attributable to infringement in the United States
8 pursuant to 35 U.S.C. § 271(a), or any other theory of liability apart from 35 U.S.C. § 271(f),
9 plaintiff Oracle America, Inc. does not oppose Google’s Motion for Partial Summary Judgment
10 concerning 35 U.S.C. § 271(f).

1 Dated: September 22, 2011

MORRISON & FOERSTER LLP

2 By: /s/ Kenneth A. Kuwayti

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